

HOUSE BILL 3717  
By Winningham

AN ACT to amend Tennessee Code Annotated, Title 63,  
Chapter 24, Part 1, relative to athletic trainers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-24-101(a)(3), is amended by deleting the subdivision in its entirety and substituting instead the following:

(3) "Board" means the board of athletic trainers.

SECTION 2. Tennessee Code Annotated, Section 63-24-102, is amended by deleting the subdivision in its entirety and substituting instead the following:

(a) There is hereby established the board of athletic trainers to consist of five (5) members. Of the five (5) members:

(1) Three (3) members shall be athletic trainers licensed in the state;

(2) One (1) member shall be a physician licensed in the state; and

(3) One (1) member shall be a representative of the public who is not an athletic trainer and is not commercially or professionally associated with the health care industry.

(b) Members of the board shall be appointed by the governor. The Tennessee Athletic Trainers Society and the Tennessee Medical Association may each supply a list to the governor of at least three (3) nominees for each appointment or vacancy on the board in their respective categories. The governor may make an appointment from such lists.

(1)

(A) Each licensed athletic trainer appointed to serve on the board shall:

(i) Reside in the state for at least five (5) years immediately preceding appointment;

(ii) Be currently licensed in good standing as a licensed athletic trainer in this state:

(iii) Be currently engaged in the practice of athletic training as a licensed athletic trainer; and

(iv) Have been licensed as an athletic trainer in the state for no fewer than five (5) years.

(B) Each physician appointed to serve on the board shall:

(i) Reside in the state for at least five (5) years immediately preceding appointment;

(ii) Be currently licensed in good standing in the state; and

(iii) Have been licensed as a physician in the state for no fewer than five (5) years.

(C) The representative of the public appointed to serve on the board shall:

(i) Reside in the state for at least five (5) years immediately preceding appointment;

(ii) Have no direct or indirect financial interest in health care services;

(iii) Have never been, or while serving on the board be, an athletic trainer or enrolled in any health care educational program; and

(iv) Not be a member or employee of any board of control of any public or private health care group or organization.

(2) Members of the board shall serve one (1) four-year term. Any board member may be removed by the governor after notice and a hearing for incompetence, neglect of duty, malfeasance in office or moral turpitude. Vacancies on the board created by the expiration of a term of office or for any other reason shall be filled by the governor in the same manner as the original appointment. In making appointments to the board, the governor shall strive to ensure that at least one (1) person serving on the board is a member of a racial minority.

(c) The board has the power and duty to:

(1) Promulgate in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, all rules that are reasonably necessary for the performance of its duties;

(2) License athletic trainers in compliance with the provisions of this chapter;

(3) Prescribe application forms for licensure and conduct or select a licensure examination;

(4) Establish fees as provided in this chapter;

(5) Establish guidelines and standards for athletic trainers in the state;

and

(6) Mandate continuing education requirements as a condition for licensure renewal.

(d) The chair of the board shall be chosen from one (1) of the three (3) athletic trainer members in a manner prescribed by the board. The chair shall preside over all meetings and business of the board and serve as spokesperson for the board.

SECTION 3. This act shall take effect July 1, 2006 the public welfare requiring it.